IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 364 OF 2005

Sunil Keshav Kadlak .. Appellant

Vs.

Mrs. Sunanda Jairam Patil .. Respondent

Mr. R.V. Govilkar for appellant.

CORAM: B.H. MARLAPALLE, J.

Date : July 25, 2005.

P.C.:

. A.O. No.364 of 2005 was allowed by this Court on 29/3/2005 and S.C. Suit No.5836 of 2000 came to be restored to the file of the trial court subject to the condition of the appellant paying a sum of Rs.7500/- by way of costs to the respondent within a period of four weeks from that date. It was further clarified that in case the amount of costs would not be accepted by the defendant, the appellant would deposit the same with the trial court within the stipulated time.

. Mr. Govilkar, the learned counsel for the appellant, has moved a fresh motion pointing out that a cheque of Rs.7500/- was tried to be served on the

Advocate of the defendant, but none of them were available and, therefore, he seeks leave to deposit the amount with the trial court.

. Leave granted. The amount of Rs.7500/- be deposited with the trial court within one week. Motion disposed of accordingly.

(B.H. Marlapalle,J.)